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NOV 22 2006

FAX MESSAGETO: LINDA SPRUELL (LEGAL INSTRUMENTS EXAMINER@USPTO)DATE: NOVEMBER 22, 2006TIME: 9:00 PM EST

FROM: S.J. MILLER, ESQ.

TOTAL NUMBER OF PAGES (INCLUDING COVER SHEET): 33RE: US APPLICATION NO. 10/790,571

MESSAGE:

ATTACHED IS REFORMATTED AMENDMENTS
ATTACHED TO OUR REQUEST FOR CONTINUED
EXAMINATION ORIGINALLY FILED ON
OCTOBER 5, 2006. COVER LETTER ALSO
ATTACHED.

Thank you.Steven J. Millerlog # 48368

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PTO/SB/07 (09-08)

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on November 22, 2006
Date


Signature

Steven J. Miller

Typed or printed name of person signing Certificate

48368

Registration Number, if applicable

305-803-5168

Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper. DOCUMENTS INCLUDED: Cover Letter to Legal Legal Instruments Examiner Linda Spruell in response to her letter mailed October 23, 2006; Transmittal Form PTO/SB/21; Resubmission of Reformatted Amendments and Arguments attached to RCB originally filed on October 5, 2006 (22 pages); Two 37 CFR 1.132 Declarations with attached Exhibits A,B,C,D (total 7 pages); This Certificate of Transmission Form; Fax cover sheet from The Miller Law Offices, PLC.

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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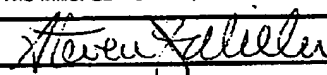
PTO/SB/21 (08-04)

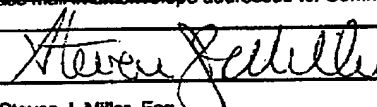
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/790,571	RECEIVED CENTRAL FAX CENTER NOV 22 2006
	Filing Date	March 1, 2004	
	First Named Inventor	Philip Corbin III	
	Art Unit	2834	
	Examiner Name	Dang D. Le	
Total Number of Pages In This Submission	Attorney Docket Number	FLUX 2004-1	

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input checked="" type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input checked="" type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Cover letter to Legal Instruments Examiner Linda Spruell, concerning response to her Notice mailed on October 23, 2006.
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	Remarks	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	The Miller Law Offices, PLC	
Signature		
Printed name	Steven J. Miller, Esq.	
Date	November 22, 2006	Reg. No. 48368

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:		
Signature		
Typed or printed name	Steven J. Miller, Esq.	Date November 22, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Via Facsimile Message
To 1-571-273-8300Ms. Linda Spruell
Legal Instruments Examiner
Commissioner for Patents
P.O. Box 1450
Alexandria, VA**RE: US Patent Application No. 10790571; RESPONSE TO YOUR NOTICE OF
NON-COMPLIANT AMENDMENT [37 CFR 1.121] MAILED
OCTOBER 23, 2006.**

Dear Ms. Spruell,

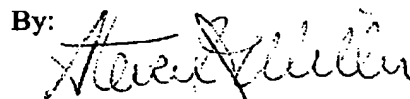
In response to your above referenced Notice, please find attached hereto our reformatted Amendments accompanying our Request For Continued Examination originally filed on October 5, 2006. Per your request, and to avoid confusion, we have removed the additional 'clean set' of Amendments and Specification Subsection ("Brief Summary of the Invention"), we had provided, to leave only one set of 'marked-up' claims and Specification Subsection, with claim markings and listings per 37 CFR 1.121, as appropriate. Also, per your comments, each section starts on a separate page. Other than the formatting changes described, no substantive changes have been made. Please call the undersigned counsel, if you have any questions.

Thank you.

Yours truly,

THE MILLER LAW OFFICES, PLC

By:

Steven J. Miller, Esq.
Reg. No. 48368

Attachments